



\*W3377415\*

When Recorded Mail To:

D.R. Horton, Inc.  
12351 S. Gateway Park Place #D100  
Draper, UT 84020  
Attn: Rob Hartshorn

E# 3377415 PG 1 OF 5  
B. Rahimzadegan, WEBER COUNTY RECORDER  
18-Jul-25 0323 PM FEE \$108.00 DEP SD  
REC FOR: COTTONWOOD TITLE INSURANCE AGENCY,  
ELECTRONICALLY RECORDED

kn Tax Parcels 02-022-0020 through 02-088-0063, inclusive

## MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT ("Memorandum") is made as of the 10<sup>th</sup> day of June, 2025, between Heritage Land Holdings, LLC, a Utah limited liability company ("Seller"), and D.R. Horton, Inc., a Delaware corporation ("Horton"), who agree as follows:

### RECITALS

A. Seller is the owner of certain real property in Weber County, Utah, which is more particularly described in Exhibit 1 ("Property").

B. Seller and Horton have entered into that certain Purchase and Sale Agreement dated for reference March 8, 2024 ("Contract"), with respect to the sale of the Property. The Contract is incorporated in this Memorandum by this reference.

### AGREEMENT


1. Seller has agreed to sell to Horton, and Horton has agreed to purchase from Seller, the Property, upon and subject to the provisions and conditions set forth in the Contract, as the same may be amended from time to time.

2. This Memorandum is being recorded to provide notice to any and all subsequent interests in the Property of the rights and obligations of the parties to the Contract. All subsequent interests in the Property shall take subject to the Contract. This Memorandum is not intended to modify or change the provisions of the Contract. To the extent of any inconsistency between the Contract and this Memorandum, the Contract shall control.

3. This Memorandum may be executed in counterparts. This Memorandum shall inure to the benefit of and shall be binding upon Horton and Seller and their respective successors and assigns.

#### SELLER:

Heritage Land Holdings, LLC, a Utah limited liability company

By:   
L. Boyd Cook, Authorized Signer

Date of Execution: June 9, 2025

#### HORTON:

D.R. Horton, Inc., a Delaware corporation

By: \_\_\_\_\_  
Jonathan S. Thornley, Division CFO

Date of Execution: June \_\_\_\_\_, 2025

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**SELLER:**

Heritage Land Holdings, LLC, a Utah limited liability company

By: \_\_\_\_\_  
Jay Stocking, Manager

Date of Execution: June \_\_\_\_, 2025

**HORTON:**

D.R. Horton, Inc., a Delaware corporation

By: \_\_\_\_\_  
Jonathan S. Thornley, Division CFO

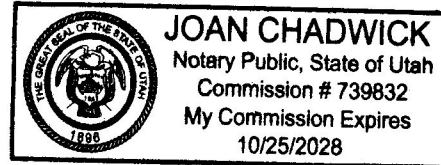
Date of Execution: June \_\_\_\_, 2025

STATE OF UTAH

COUNTY OF Box Elder

On this 9 day of June, 2025, before me, personally appeared L. Boyd Cook, proved on the basis of satisfactory evidence to be the person whose name is subscribed to this document, and acknowledged before me that he/she/they executed the same on behalf of Heritage Land Holdings, LLC.

Joan Chadwick  
Notary Public



STATE OF UTAH

COUNTY OF SALT LAKE

On this \_\_\_\_\_ day of June, 2025, before me, personally appeared Jonathan S. Thornley, proved on the basis of satisfactory evidence to be the person whose name is subscribed to this document, and acknowledged before me that he/she/they executed the same on behalf of D.R. Horton, Inc., a Delaware corporation.

\_\_\_\_\_  
Notary Public

STATE OF UTAH

COUNTY OF \_\_\_\_\_

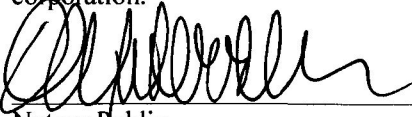
On this \_\_\_\_ day of June, 2025, before me, personally appeared Jay Stocking, proved on the basis of satisfactory evidence to be the person whose name is subscribed to this document, and acknowledged before me that he/she/they executed the same on behalf of Heritage Land Holdings, LLC.

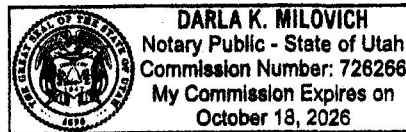
\_\_\_\_\_  
Notary Public

STATE OF UTAH

COUNTY OF SALT LAKE

On this 10<sup>th</sup> day of June, 2025, before me, personally appeared Jonathan S. Thornley, proved on the basis of satisfactory evidence to be the person whose name is subscribed to this document, and acknowledged before me that he/she/they executed the same on behalf of D.R. Horton, Inc., a Delaware corporation.

  
\_\_\_\_\_  
Notary Public



**EXHIBIT 1**  
Property Description

Lots 120 through 163, inclusive, MIDTOWN VILLAGE 1ST AMENDMENT, according to the official plat thereof as recorded in the office of the Weber County Recorder on March 17, 2025 as Entry No. 3361436 in Book 99 at Page 15.